

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,	)	No. CR-08-045-JLQ
	)	
Plaintiff,	)	
	)	ORDER GRANTING DEFENDANT'S
v.	)	MOTION, SETTING CONDITIONS
	)	OF RELEASE, AND SETTING
JESUS JIMENEZ,	)	STATUS CONFERENCE
	)	
Defendant.	)	
	)	

At the May 30, 2008, hearing on Defendant's Motion for Reconsideration, counsel Mark Vovos appeared with Defendant; Assistant U.S. Attorney Aine Ahmed represented the United States.

**IT IS ORDERED** the Defendant's Motion (**Ct. Rec. 27**) is **GRANTED**. Defendant's release is subject to the following conditions:

1. The Defendant shall participate in a program of electronically monitored home confinement. The Defendant shall wear, at all times, an electronic monitoring device under the supervision of U.S. Probation. In the event the Defendant does not respond to electronic monitoring or cannot be found, U.S. Probation Officers shall forthwith notify the United States Marshals' Service, who shall immediately find, arrest and detain the Defendant. The Defendant shall be responsible for all costs of electronic monitoring. **Except for court-related matters, substance abuse counseling, and 1½ hours each week for attendance at spiritual services, Defendant shall remain under home detention.**

1       2. Defendant shall not commit any offense in violation of  
2 federal, state or local law. Defendant shall advise his supervising  
3 Pretrial Services Officer and his attorney within one business day  
4 of any charge, arrest, or contact with law enforcement.

5       3. Defendant shall advise the court and the United States  
6 Attorney in writing before any change in address.

7       4. Defendant shall appear at all proceedings and surrender as  
8 directed for service of any sentence imposed.

9       5. Defendant shall sign and complete form A.O. 199C before  
10 being released and shall reside at the address furnished.

11       6. Defendant shall remain in the Eastern District of  
12 Washington while the case is pending. On a showing of necessity,  
13 Defendant may obtain prior written permission to leave this area  
14 from the United States Probation Office.

15       7. Defendant shall not possess a firearm, destructive device  
16 or other dangerous weapon.

17       8. Defendant is further advised, pursuant to 18 U.S.C. §  
18 922(n), it is unlawful for any person who is under indictment for a  
19 crime punishable by imprisonment for a term exceeding one year, to  
20 possess, ship or transport in interstate or foreign commerce any  
21 firearm or ammunition or receive any firearm or ammunition which has  
22 been shipped or transported in interstate or foreign commerce.

23       9. Defendant shall refrain from the use of alcohol, and the  
24 use or possession of a narcotic drug and other controlled substances  
25 defined in 21 U.S.C. § 802, unless prescribed by a licensed medical  
26 practitioner.

27       10. Defendant shall participate in intensive outpatient  
28 treatment. **Defendant's attendance at his treatment sessions shall**

1 start within two (2) days of his release, and he shall attend at  
2 least two substance abuse support meetings weekly, unless otherwise  
3 directed by Pretrial Services. Defendant shall be responsible for  
4 the cost of testing, evaluation and treatment, unless the United  
5 States Probation Office should determine otherwise. The United  
6 States Probation Office shall also determine the time and place of  
7 testing and evaluation and the scope of treatment. If random  
8 urinalysis testing is not done through a treatment program, random  
9 urinalysis testing shall be conducted through Pretrial Services, and  
10 shall not exceed six (6) times per month. Full mutual releases shall  
11 be executed to permit communication between the court, Pretrial  
12 Services, and the treatment vendor.

13 11. If Defendant fails in any way to comply or cooperate with  
14 the requirements of the outpatient treatment program, Pretrial  
15 Services and the parties are directed to notify the court.  
16 Treatment shall not interfere with the Defendant's court  
17 appearances.

18 12. Defendant shall report to the United States Probation  
19 Office before or immediately after his release and shall report as  
20 often as they direct, at such times and in such manner as they  
21 direct. Defendant shall contact his attorney at least once a week.

22 13. Defendant shall post a \$25,000 appearance bond.

23 14. Defendant shall sign a copy of this Order, to be kept in  
24 Pretrial Services' file.

25 Defendant is advised a violation of any of the foregoing  
26 conditions of release may result in the immediate issuance of an  
27 arrest warrant, revocation of release and prosecution for contempt  
28 of court, which could result in imprisonment, a fine, or both.

1 Specifically, Defendant is advised a separate offense is established  
2 by the knowing failure to appear and an additional sentence may be  
3 imposed for the commission of a crime while on this release. In  
4 this regard, any sentence imposed for these violations is  
5 consecutive to any other sentence imposed.

6 IT IS FURTHER ORDERED that a status conference is set for June  
7 12, 2008, at 11:00 a.m. before the undersigned.

8 DATED May 30, 2008.

9  
10 S/ CYNTHIA IMBROGNO  
11 UNITED STATES MAGISTRATE JUDGE

12 READ, UNDERSTOOD AND AGREED:  
13

14 JESUS JIMENEZ Date  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28